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10. Bis (1480)

Alexador Virgina 22313-1450

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/866,680	05/30/2001	Osami Ushigusa	1359.1047	5106
21171 STAAS & HAI	7590 03/12/2007 SEY LLP	EXAMINER		
SUITE 700			· NAWAZ. ASAD M	
1201 NEW YO WASHINGTO	RK AVENUE, N.W. N. DC 20005		ART UNIT	PAPER NUMBER
WAGIIINGIG	11, 100 20000		2155	
SHORTENED STATUTOR	Y PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE	
3 MO	NTHS	03/12/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

		Application No.	Applicant(s)			
		09/866,680	USHIGUSA, OSAMI	t		
	Office Action Summary	Examiner	Art Unit			
		Asad M. Nawaz	2155			
Period fo	The MAILING DATE of this communication or Reply	n appears on the cover sheet	with the correspondence add	ress		
WHIC - Exter after - If NO - Failu Any r	ORTENED STATUTORY PERIOD FOR RECHEVER IS LONGER, FROM THE MAILIN asions of time may be available under the provisions of 37 C SIX (6) MONTHS from the mailing date of this communication period for reply is specified above, the maximum statutory period for reply within the set or extended period for reply will, by reply received by the Office later than three months after the end patent term adjustment. See 37 CFR 1.704(b).	IG DATE OF THIS COMMU FR 1.136(a). In no event, however, may on. period will apply and will expire SIX (6) N statute, cause the application to become	NICATION. If a reply be timely filed IONTHS from the mailing date of this come ABANDONED (35 U.S.C. § 133).			
Status	•		4			
1)🖾	Responsive to communication(s) filed on	04 December 2006.	•			
2a)	This action is FINAL . 2b)⊠	This action is non-final.				
3) 🗌	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
	closed in accordance with the practice un	der <i>Ex par</i> te Quayle, 1935 C	.D. 11, 453 O.G. 213.			
Dispositi	on of Claims					
5)□ 6)⊠ 7)□	Claim(s) 1-4,6-13,15-20 and 22-24 is/are with 4a) Of the above claim(s) is/are with Claim(s) is/are allowed. Claim(s) 1-4,6-13,15-20 and 22-24 is/are Claim(s) is/are objected to. Claim(s) is/are object to restriction a	hdrawn from consideration.				
Applicati	on Papers					
10)	The specification is objected to by the Exa The drawing(s) filed on is/are: a) Applicant may not request that any objection to Replacement drawing sheet(s) including the co The oath or declaration is objected to by the	accepted or b) objected or the drawing(s) be held in abeour orrection is required if the drawing	vance. See 37 CFR 1.85(a). ng(s) is objected to. See 37 CFR	` '		
Priority u	ınder 35 U.S.C. § 119	-				
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.						
Attachmen	t(s)					
2) Notic 3) Inform	e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PTO-946 nation Disclosure Statement(s) (PTO/SB/08) r No(s)/Mail Date	8) Paper N	w Summary (PTO-413) lo(s)/Mail Date of Informal Patent Application 			

1. This action is responsive to the RCE Filed 12/4/06. Claims . Accordingly, claims 1-20 and 22-24 are pending.

Claim Rejections - 35 USC § 103

- 2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 3. Claims 1-20 and 22-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Reilly et al (US PGPUB 2002/0026349 A1), hereinafter referred to as Reilly further in view of Theimer et al (US Patent No. 5,493,692).

As to claim 1, Reilly teaches an information distribution apparatus for mediating distribution of information received from a sending apparatus of a sender and distributed to a receiving apparatus of a receiver, comprising: a sending/receiving control part for conducting communication via a network with the sending apparatus and the receiving apparatus; (Abstract; 0033, 0097-0101)

a distribution rank storage part for storing a distribution rank selected in advance by the receiver with respect to distribution information from the sender, among distribution ranks defining distribution conditions containing designation of a

Art Unit: 2155

summarization degree of distribution information in a plurality of levels; (Abstract; 0015, 0017, 0031-0035 [Although the claim recites "a distribution rank selected in advance", it does not mention what it is selected in advance of.])

a distribution information storage part for storing an original of distribution information received from the sending apparatus; (Abstract, 0015,0035, 0069, 0091-0093)

and a summarization processing part for, when receiving a request for distribution of stored distribution information received from the sending apparatus through the sending/receiving control part, obtaining from the distribution rank storage part a distribution rank previously selected by the receiver of the stored distribution information and selected based on its correspondence to the sender of the distribution information from the sender, and conducting summarization processing of the distribution information stored in the distribution information storage part in accordance with designation of a summarization degree corresponding to the obtained distribution rank, wherein the distribution information in accordance with the distribution rank is distributed from the sending/receiving control part to the receiving apparatus (Abstract; 0015, 0017, 0031-0035, 0051, 0054, 0069)

an image information generating part adding screen definition information of a rank setting screen for allowing a receiver to input the distribution rank by selection, or access information to the rank setting screen to each distribution information; and a distribution rank updating part updating contents stored in the distribution rank storage

Art Unit: 2155

part, based on a selection result which a receiver inputs by selection on the rank setting screen. (Abstract, 0017, 0035, 0051-0052, 0055, 0066, 0070, 0071)

However, Reilly does not explicitly indicate that the rank is selected in advance by the receiver before receiving distribution information from the sender. Theimer et al teaches the selection of a rank based upon a pre-existing user-defined profile that is set up prior to receiving information from the sender (see abstract; col 4, lines 33-43).

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teachings of Theimer et al into those of Reilly to make the system automated. By allowing the user to create a profile by which all incoming messages would be judged by, as opposed to the method taught by Reilly, one would not have to specify similar information on a continuous basis.

As to claim 2, Reilly teaches an information distribution apparatus according to claim 1, wherein the distribution conditions further include designation of a distribution time. (0059, 0065)

As to claim 3, Reilly teaches an information distribution apparatus according to claim 1, comprising a retransmission processing part receiving a request for transmission of an original of distribution information from a receiver of distribution information subjected to the summarization processing, extracting an original stored in the distribution information storage part, and distributing the original to the receiving apparatus through the sending/receiving control part. (Abstract, 0091-0093)

Art Unit: 2155

As to claim 4, Reilly teaches an information distribution apparatus according to claim 1, comprising a rank information passing part for totalizing distribution ranks stored in the distribution rank storage part, and sending the totalized result to the sending apparatus through the sending/receiving control part. (Abstract, 0017, 0041, 0055-0066, 0070, 0101)

As to claim 6, Reilly teaches an information distribution apparatus according to claim 5, wherein the rank setting screen includes a questionnaire column in addition to a selection column of the distribution rank, the information distribution apparatus comprising: a questionnaire result storage part storing answer data to the questionnaire column; a questionnaire record updating part receiving answer data to the questionnaire column from the receiving apparatus through the sending/receiving control part, and updating contents stored in the questionnaire result storage part; and a questionnaire information passing part totalizing questionnaire results stored in the questionnaire result storage part, and sending the totalized result to the sending apparatus through the sending/receiving control part. (Abstract, 0017, 0033-0035, 0041, 0047, 0060, 0062, 0071)

As to claim 7, Reilly teaches an information distribution apparatus according to claim 6, comprising a menu storage part storing predetermined questionnaire contents and questionnaire contents provided by each sender, wherein questionnaire contents to be displayed in the questionnaire column on the rank setting screen are selected by each sender from questionnaire contents stored in the menu storage part. (Abstract, 0017, 0071, 0071, 0072)

Art Unit: 2155

As to claim 8, Reilly teaches an information distribution apparatus according to claim 1, wherein the distribution rank storage part includes a region for storing a distribution rank selected by each receiver on a sender basis or on the basis of the kind of information distributed from each sender. (Abstract, 0071, 0072)

As to claim 9, Reilly teaches an information distribution apparatus according to claim 1, wherein summarization processing of distribution information by the summarization processing part is either one of the following processing selected by each sender: processing of conducting summarization based on a predetermined rule and processing of outputting an abstract previously provided together with the distribution information in accordance with each distribution rank from the sender as a summarized result. (Abstract, 0051, 0052, 0059, 0069)

As to claim 10, Reilly teaches an information distribution apparatus according to claim 1, comprising a standard rank determining part determining an initial distribution rank based on evaluation by a plurality of receivers. (0105)

Claim 11 is rejected for essentially being the method for the apparatus described in claim 1.

Claim 12 is rejected for essentially being the method for the system described in claim 3.

Claim 13 is rejected for essentially being the method for the system described in claim 4.

Art Unit: 2155

Claim 15 is rejected for essentially being the method for the system described in claim 6.

Claim 16 is rejected for essentially being the method for the system described in claim 7.

Claim 17 is rejected for essentially being the method for the system described in claim 8.

Claim 18 is rejected for essentially being the method for the system described in claim 9.

Claim 19 is rejected for essentially being the method for the system described in claim 10.

Claim 20 is rejected for essentially being the computer program product for the apparatus described in claim 1.

As to claim 22, Reilly teaches the information distribution apparatus according to claim 1, wherein the distribution conditions include a summarization degree selected from summarization degrees of the distribution information in the plurality of levels and designation of a distribution time of the distribution information (0015, 0017, 0031-0035).

Claim 23 is rejected for essentially being the method for the system described in claim 22.

Claim 24 is rejected for essentially being the computer program product for the system described in claim 22.

Response to Arguments

4. Applicant's arguments filed have been fully considered but they are not persuasive. Applicant argues in substance that Reilly does not teach or suggest an image information generating part adding screen definition information of a rank setting screen for allowing a receiver to input the distribution rank by selection, or access information to the rank setting screen to each distribution information; and a distribution rank updating part updating contents stored in the distribution rank storage part, based on a selection result which a receiver inputs by selection on the rank setting screen. (Abstract, 0017, 0035, 0051-0052, 0055, 0066, 0070, 0071)

In response, as was previously discussed, Theimer teaches the pre-selection. Rielly teaches the selection and rank setting using a user interface in which the user inputs topical categories and keywords as parameters in rank ordering (see fig 5). Therefore, Reilly still meets the scope of the limitations as currently claimed.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Asad M. Nawaz whose telephone number is (571) 272-3988. The examiner can normally be reached on M-F 8-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Saleh Najjar can be reached on (571) 272-4006. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2155

Page 9

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